

HOUSE BILL No. 5474

January 30, 2018, Introduced by Reps. Clemente, Rabhi, Ellison, Sneller, Sowerby, Moss, Guerra, Camilleri, Faris, Chang, Pagan, Hoadley, Green, Yanez, Byrd, Lasinski, Wittenberg, Gay-Dagnogo and Greig and referred to the Committee on Education Reform.

A bill to amend 1937 (Ex Sess) PA 4, entitled

"An act relative to continuing tenure of office of certificated teachers in public educational institutions; to provide for probationary periods; to regulate discharges or demotions; to provide for resignations and leaves of absence; to create a state tenure commission and to prescribe the powers and duties thereof; and to prescribe penalties for violation of the provisions of this act,"

by amending sections 2a and 3b of article II (MCL 38.82a and 38.83b), as added by 2011 PA 101.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

ARTICLE II

Sec. 2a. A probationary teacher who is rated as effective or ~~or highly effective~~ on his or her most recent annual year-end performance evaluation under section 1249 of the revised school code, 1976 PA 451, MCL 380.1249, is not subject to being displaced

1 by a teacher on continuing tenure solely because the other teacher
2 has continuing tenure.

3 Sec. 3b. ~~(1) Except as otherwise provided in subsection (2), a~~
4 **A** teacher shall not be considered to have successfully completed
5 the probationary period unless the teacher has been rated as
6 effective ~~or highly effective~~ on his or her 3 most recent annual
7 year-end performance evaluations under section 1249 of the revised
8 school code, 1976 PA 451, MCL 380.1249, and has completed at least
9 5 full school years of employment in a probationary period.

10 ~~—— (2) If a teacher has been rated as highly effective on 3~~
11 ~~consecutive annual year-end performance evaluations under section~~
12 ~~1249 of the revised school code, 1976 PA 451, MCL 380.1249, and has~~
13 ~~completed at least 4 full school years of employment in a~~
14 ~~probationary period, the teacher shall be considered to have~~
15 ~~successfully completed the probationary period.~~

16 Enacting section 1. This amendatory act takes effect 90 days
17 after the date it is enacted into law.

18 Enacting section 2. This amendatory act does not take effect
19 unless Senate Bill No. ____ or House Bill No. 5473 (request no.
20 04476'17) of the 99th Legislature is enacted into law.